

SAMANTHA KOSMA	§	
v.	§	CIVIL ACTION NO. 6:11cv524
COMMISSIONER, SOCIAL SECURITY ADMINISTRATION	§	

The Report and Recommendation of the Magistrate Judge, which contains his findings, conclusions, and recommendation for the disposition of this action, has been presented for consideration. The Report and Recommendation recommends that the social security action be reversed and remanded pursuant to the fourth sentence of 42 U.S.C. § 405(g) for further consideration of the opinions of Dr. Hicks in the light of *Newton v. Apfel*, 209 F.3d 448 (5th Cir. 2000), and 20 C.F.R. §§ 404.1527(c) and 416.927(c), such consideration limited to Plaintiff's Title XVI claim, but not the Title II claim for which there is no substantiation. No written objections have been filed. The findings and conclusions of the Magistrate Judge are therefore adopted as those of the Court.

ORDERED that the social security action be **REVERSED** and **REMANDED** pursuant to

the fourth sentence of 42 U.S.C. § 405(g) for further proceedings consistent with the findings and conclusions of the Magistrate Judge, which are hereby adopted. It is further

ORDERED that any motion not previously ruled on is **DENIED**.

So ORDERED and SIGNED this 25th day of February, 2013.

A handwritten signature in black ink, appearing to read 'Leonard Davis', written over a horizontal line.

LEONARD DAVIS
UNITED STATES DISTRICT JUDGE